

UNITED STATES DISTRICT COURT

for the
Eastern District of Washington

JOHN S. DIEGO,

Plaintiff

v.

NANCY A. BERRYHILL (PREVIOUSLY COLVIN),
Acting Commissioner of Social Security,_____
Defendant

Civil Action No. 4:16-05021-RHW

JUDGMENT IN A CIVIL ACTIONThe court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the
defendant (*name*) _____ the amount of
_____ dollars (\$ _____), which includes prejudgment
interest at the rate of _____ %, plus post judgment interest at the rate of _____ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____
_____ recover costs from the plaintiff (*name*) _____
_____.

☒ other: Plaintiff's Motion for Summary Judgment (ECF 20) is GRANTED.
Defendant's Motion for Summary Judgment (ECF 25) is DENIED.
Judgment is entered in favor of Plaintiff.
REMANDED to the Commissioner for further proceedings.

This action was (*check one*):

☐ tried by a jury with Judge _____ presiding, and the jury has
rendered a verdict.

☐ tried by Judge _____ without a jury and the above decision
was reached.

☒ decided by Judge ROBERT H. WHALEY _____ on a motion for
Summary Judgment (ECF Nos. 20 and 25)

Date: 01/27/2017

CLERK OF COURT

SEAN F. McAVOY

s/ Allison Yates

(By) Deputy Clerk

Allison Yates